

**Remarks:**

The amendment to page 7, lines 42 to page 8, line 5 was made to correct an incorrectly labeled Figure. One of skill would readily recognize that it is a clerical error because the paragraph was made in reference to the *rrnB* P1 promoter constructs as described in Fig. 4A; whereas Fig. 9 refers to LacR DNA.

The amendment to page 8, lines 11-15 was made to correct an incorrectly labeled Figure. One of skill would readily recognize that it is a clerical error because the paragraph was made in reference to modified UL9 DNA response sequences as described in Fig. 5; whereas Fig. 9 refers to LacR DNA.

The amendment to page 58, lines 5-14 was made to delete the unnecessary parenthetical marks ( ).

The amendment to page 59, lines 19-23 was made to omit reference to information that does not exist in Fig. 9 as filed.

The amendment to page 59, lines 24-25 was made to omit reference to figures that do not exist.

**Conclusion:**

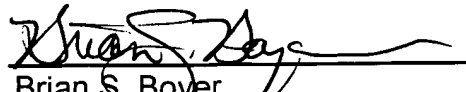
The amendments to the specification were made merely to correct clerical errors. No new matter was added. Applicants respectfully request entry of this amendment prior to issuance.

If the examiner has any questions or believes a telephone conference would expedite prosecution of this application, the examiner is encouraged to call the undersigned at (650) 838-4388.

Respectfully submitted,

Date: \_\_\_\_\_

December 20, 2006

  
Brian S. Boyer  
Registration No. 52,643

**Correspondence Address:**

Customer No. 22918